

Applicant : William Suttle Peters, et al.
Appl. No. : 10/634,642
Examiner : Alyssa M. Alter
Docket No. : 13634.4003

REMARKS

The Office Action dated August 18, 2006 has been carefully considered. Accordingly, the word "nonexpandable" has been deleted from the claims and claim 23 which is believed to remove the basis for the Examiner's rejection by substituting the word "shell" for "vessel".

With regard to the rejection of claim 13 as indefinite by reason of the recitation of "substantially no space", it is respectfully submitted that the word "substantially" has a long-accepted meaning in the patent law and does not introduce any indefiniteness into the claim. In short, "substantially" is recognized to mean that only an insignificant amount of space could be present between the lumen and the balloon or chamber. It is respectfully requested that this rejection be withdrawn.

With regard to the rejections over prior art, it appears that the Examiner and Applicant have reached an impasse. Thus, it will be necessary for Applicant to file an appeal. In these circumstances, the amendments made herein have been made to place the application in better condition for appeal because they remove grounds for rejection based on indefiniteness.

It is respectfully requested that the present amendment be entered because it puts the present application in better condition for appeal.

The Commissioner is authorized to charge Orrick's Deposit Account No. **15-0665** for any fees required under 37 CFR §§ 1.16, 1.17 and 1.445 that are not covered, in whole or in part and credit any overpayments to said Deposit Account No. **15-0665**.

Respectfully submitted,

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By: 

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